

STATE OF DELAWARE
PUBLIC EMPLOYMENT RELATIONS BOARD

AMALGAMATED TRANSIT UNION LOCAL 842,)	
)	
Charging Party,)	
)	
v.)	ULP 17-07-1108
)	
DELAWARE DEPARTMENT OF TRANSPORTATION,)	ORDER OF DISMISSAL
DELAWARE TRANSIT CORPORATION,)	
)	
Respondents.)	

Appearances

Lillian Shavers, President, for ATU Local 842

William K. Kennedy, II, Esq., for the DTC

1. The Amalgamated Transit Union (“ATU”) is an employee representative within the meaning of §1302(i) of the PERA. By and through its affiliated Local 842, the ATU is the exclusive bargaining representative of certain hourly operators and maintenance employees of the Delaware Transit Corporation. 19 Del.C. §1302(j).

2. The State of Delaware (“State”) is a public employer within the meaning of 19 Del.C. §1302(p) of the Public Employment Relations Act, 19 Del.C. Chapter 13 (“PERA”). The Delaware Transit Corporation (“DTC”) is an agency of the State.

3. ATU Local 842 and DTC are parties to two collective bargaining agreements which cover bargaining units of DTC transit employees.

4. On or about July 10, 2017, ATU Local 842 filed an unfair labor practice charge

with the Public Employment Relations Board (PERB) alleging DTC had engaged in conduct which violated 19 Del.C. §1307 (a)(1), (a)(3), and (a)(5).

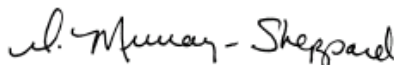
5. Thereafter, at DTC's request and with the agreement of ATU 842, the period in which DTC was required to file an Answer to the Charge was extended in order to permit the parties to attempt to resolve the underlying dispute.

6. By email dated August 11, 2017, DTC notified the Public Employment Relations Board that the payments which were the subject of this dispute had been made. DTC confirmed the payments had been received and requested to withdraw this unfair labor practice charge.

WHEREFORE, this unfair labor practice charge is hereby dismissed.

IT IS SO ORDERED.

DATE: September 8, 2017



DEBORAH L. MURRAY-SHEPPARD
Executive Director
Del. Public Employment Relations Bd.